



Permit No. 89072T

**TEMPORARY**  
**THE STATE OF NEVADA**

**PERMIT TO CHANGE THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED**

**Name of Permittee:** RAND PROPERTIES, LLC  
**Source:** STREAM (TROUT CREEK)  
**Basin:** LOWER REESE RIVER VALLEY  
**Manner of Use:** STOCKWATERING  
**Period of Use:** ONE YEAR FROM DATE OF ISSUANCE.  
**Priority Date:** 01/01/1901

\*\*\*\*\*  
**APPROVAL OF STATE ENGINEER**

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This temporary permit, to change the place and manner of use of a portion of the waters of Trout Creek, as heretofore appropriated under Proof V02678 as appears in Daniel and Eddy Filippini v. Peter Tomera dba Julien Tomera Ranches, Inc., Battle Mountain Division v. Martha Rand dba Rand Properties, LLC. in the District Court of the Eleventh Judicial District of the State of Nevada, in and for the County of Lander, is issued subject to the terms, conditions and irrigation period imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire 1 year after the approval of the permit at which time all rights herein granted shall revert to the right being changed by this temporary permit.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this temporary permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The point of diversion and place of use are as described on the submitted application to support this permit.

(Continued on Page 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, not to exceed 0.005 cubic feet per second and 2.9 acre-feet annually, or sufficient to water 100 head of cattle and 30 horses.

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

N/A

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

N/A

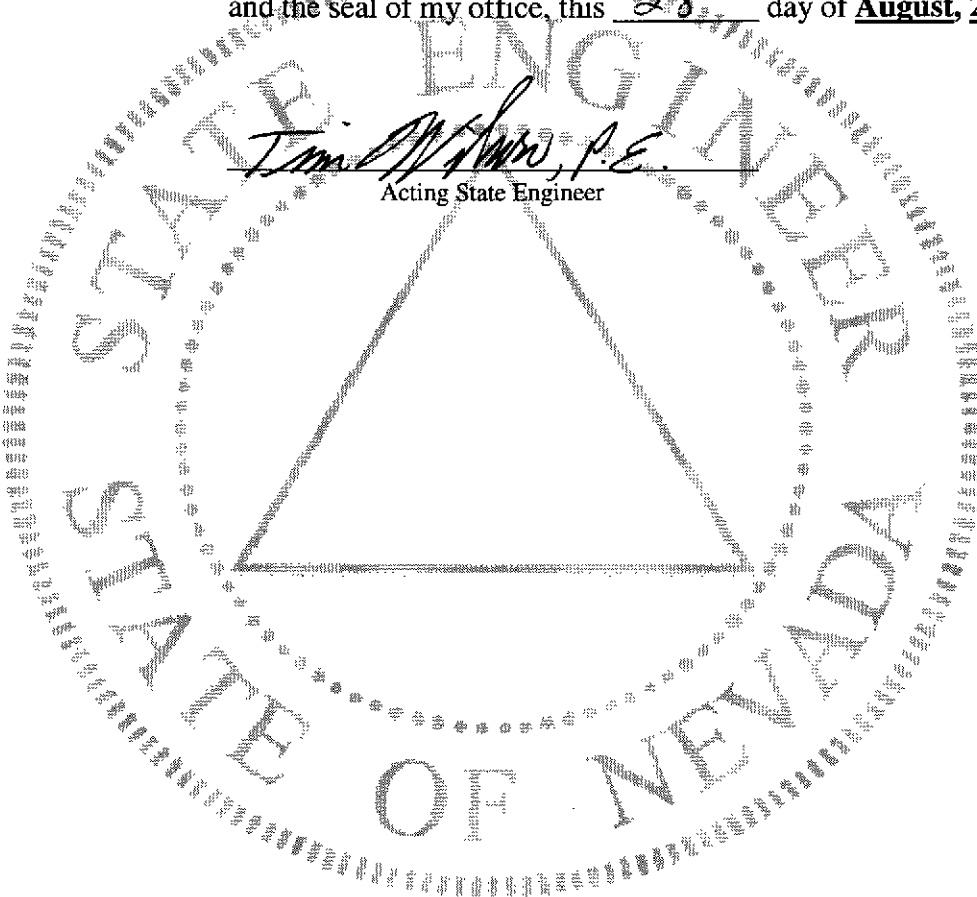
Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, TIM WILSON, P.E.,

Acting State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 28<sup>th</sup> day of August, 2019

  
Acting State Engineer



**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS  
OF THE STATE OF NEVADA HERETOFORE APPROPRIATED**

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office

AUG 02 2019

Returned to applicant for correction

Corrected application filed

Map filed July 28, 1970 Under V02678

The applicant Rand Properties, LLC

P.O. Box 2703

of

Street Address or PO Box

City or Town

Nevada 89803-2703

State and ZIP Code

E-mail Address

hereby make(s) application for permission to change the

☐ Point of diversion☒ Place of use☒ Manner of use☒ of Portion

of water heretofore appropriated under (Identify existing rights by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

Proof of Appropriation V02678.1. The source of water is Trout Creek

Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 0.005 cfs, 2.9 afa

Give diversion rate in cubic feet per second (CFS) AND duty in acre-feet annually (AFA).

3. The water to be used for Stockwater, 100 Cattle and 30 Horses

Irrigation, power, mining, commercial, etc. If for stock, state number and kind of animals. Must limit to one major use

4. The water heretofore used for Irrigation, domestic, and stockwater.

If for stock, state number and kind of animals.

5. The water is to be diverted at the following point (Describe as being within a 40-acre subdivision of public survey and by course and distance to a found section corner. If on unsurveyed land, it should be stated.)

Within the SW 1/4 NE 1/4, Section 18, T. 29 N., R. 45 E., M.D.B. & M., or at a point from which the NW corner of said Section 18 Bears N. 68° 21' W., a distance of 4,187.0 feet. Please refer to the Point of Diversion Map submitted with Proof of Appropriation V02678.

6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)

4-59  
LB

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)

Within portions of Section 26, 27, 34, and 35, T. 30 N., R. 44 E., M.D.B. & M. and Section 3, T. 29 N., R. 44 E., M.D.B. & M. Please refer to the Place of Use Map submitted with Temporary Application 81952T.

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

0.73 acres to be removed from irrigation within the NE 1/4 NW 1/4 of Section 18, T. 29 N., R. 45 E., M.D.B. & M., Please refer to the Stripping Map submitted with Temporary Application 81952T.

9. Proposed use will be from August 15, 2019 to August 15, 2020 of each year.  
Month and Day Month and Day

10. Existing use permitted from January 1 to December 31 of each year.  
Month and Day Month and Day

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e., diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

Works are complete. Water is diverted from an existing pipeline and intake from Trout Creek and thence conveyed through a 1-1/4" pipeline for approximately 5 miles to existing troughs where 100 cattle and 30 horses will be watered.

12. Estimated cost of works Complete - \$0

13. Estimated time required to construct works Complete

If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use Complete

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

Water will be used to water horses and cattle on 5 sections of private property and applicant's authorized BLM grazing preference.

16. Miscellaneous remarks:

david@turnipseedengineering.com

E-mail Address

775-885-2101

Phone No.

Ext.

APPLICATION MUST BE SIGNED  
BY THE APPLICANT OR AGENT

David G. Hillis, Jr. P.E., W.R.S.

Type or print name clearly

Signature, applicant or agent

Turnipseed Engineering, LTD

Company Name

777 E. William St, Suite 107

Street Address or PO Box

Carson City, Nevada, 89701

City, State, ZIP Code

RECEIVED  
2019 AUG -2 PM 3:50  
STATE ENGINEERS OF NV